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IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE

Serial No. : 10/790,959  
Applicant : Takemori TAKAYAMA  
Filed : March 1, 2004  
For : ROLLING ELEMENT AND METHOD  
OF PRODUCING THE SAME  
Art Unit : 1742  
Examiner : Deborah YEE  
Docket No. : 03773/HG  
Confirm. No.: 2156  
Customer No.: 01933

TERMINAL DISCLAIMER

The owner of a 100% interest in the above-identified present application, namely, the Assignee of record:

Assignee: KOMATSU LTD.  
Assignment recorded on: March 1, 2004  
Reel: 015796 Frame: 0317

hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified present application, which extends beyond the full statutory term defined in 35 USC 154 to 156 of the following commonly owned patent:

Patent No.: 6,413,328  
Issue Date: July 20, 2004

Any patent granted on the above-identified present application shall be enforceable only for and during such period

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that the patent granted on the above-identified present application is commonly owned with said commonly owned patent.

This Agreement is to run with any patent granted on the above-identified present application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, there is no disclaimer of the terminal part of any patent granted on the above-identified present application that would extend to the expiration date of the full statutory term as defined in 35 USC 154 to 156 of said commonly owned patent in the event that said commonly owned patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a Court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued or is in any manner terminated prior to the expiration of its full statutory term.

The undersigned is empowered to act on behalf of the Assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, of Title 18 of the

United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: November 20, 2006

By: 

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